

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION**

MUNICIPAL INSURANCE TRUST OF)
NORTH CAROLINA,)
)
 Plaintiff,)
)
v.) CIVIL ACTION
) NO. 5:13-cv-00767-D
)
SUN LIFE ASSURANCE COMPANY OF)
CANADA,)
)
 Defendant.)

JOINT STIPULATION AND ORDER OF DISMISSAL

Pursuant to Federal Rule of Civil Procedure 41, it is hereby stipulated by and between the parties that this cause shall be dismissed with prejudice with each party to pay its own attorneys' fees and costs.

DATED: July 31, 2014.

Respectfully submitted,

ALLEN PINNIX & NICHOLS, P.A.

**OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.**

/s/ Cathleen M. Plaut

/s/ J. Allen Thomas

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Counsel for Defendant

SO ORDERED. This 30 day of September 2014.



JAMES C. DEVER III
Chief United States District Judge